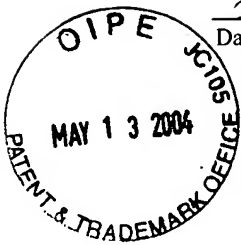


22883

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Date: 5/10/2004 By: [Signature]



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gregory Scott Clark, Aynur Unal, Michael Meehan
Assignee: E2OPEN, LLC
Title: Managing in a Multi-Hub System for Collaborative Planning and Supply Chain Management
Serial No.: 10/675,926 Filed: 09/30/03
Examiner: Not assigned Group Art Unit: 3624
Attorney Docket No.: 215.1021.02

Los Altos, California

Date: 5/10/2004

**Added Page to Declaration For Signature by Joint Inventors on
Behalf of Omitted Inventor Who Cannot Be Reached**

1. We are above named joint inventors and have signed this declaration on our own behalf and also sign this declaration under 37 CFR 1.47(a) on behalf of the omitted joint inventor, Aynur Unal the omitted inventor who cannot be found or reached. The omitted inventor is a citizen of the United States of America. The omitted inventor's last known address is:

4255 Suzanne Drive
Palo Alto, CA 94306

05/14/2004 SDENBOB1 00000013 10675926

04 FC:1460

130.00 OP

2. Accompanying this declaration is:

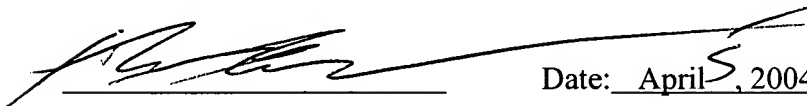
- A Declaration of facts in support of filing on behalf of omitted inventor.
- The Petition Fee of \$130.00 (37 CFR 1.17(i)).

We are:



Date: April 9, 2004

Gregory Scott Clark



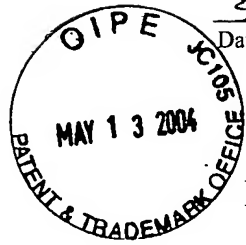
Date: April 5, 2004

Michael Meehan

22883

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Date: 5/10/2004 By: [Signature]



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Gregory Scott Clark, Aynur Unal, Michael Meehan
Assignee: E2OPEN, LLC
Title: Managing in a Multi-Hub System for Collaborative Planning and Supply Chain Management
Serial No.: 10/675,926 Filed: 09/30/03
Examiner: Not assigned Group Art Unit: 3624
Attorney Docket No.: 215.1021.02

Los Altos, California

Date: 5/10/2004

**DECLARATION OF FACTS IN SUPPORT OF FILING ON
BEHALF OF OMITTED INVENTOR (37 CFR 1.47)**

This declaration is made as to the facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by the omitted inventor for the above-identified patent application before deposit thereof in the PTO.

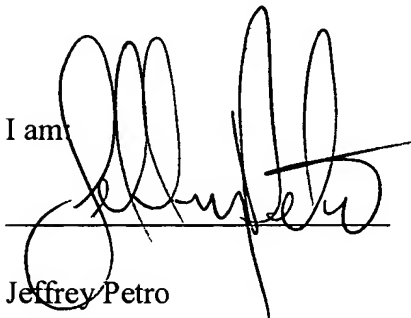
This declaration is being made by the available person having first-hand knowledge of the facts recited therein.

1. My name is Jeffrey Scott Petro.
2. I am an Attorney employed at the Swernofsky Law Group PC, 4970 El Camino Real, Suite 210, Los Altos, CA 94022.

3. I was asked to help with the above referenced case on March 9, 2004, the issue being that two of the three inventors for this application, Aynur Unal and Michael Meehan, had not signed the declaration. During my investigation of the matter, I was able to contact Dr. Meehan and obtain his signature for the declaration. All attempts to contact Dr. Unal have failed. All subsequent statements are based upon review of the file and/or personal contact with the individuals mentioned.
4. On November 12, 2003, Ms. Dede Stolee (a Docket Paralegal at Swernofsky Law Group PC) sent a letter by U.S. mail email to Dr. Aynur Unal requesting that she sign an enclosed PTO declaration form. This letter was sent both to Dr. Unal's prior employer (and assignee) E2Open and to Dr. Unal at her home address (4255 Suzanne Drive, Palo Alto, CA 94306). No response to this letter and request to sign the declaration was ever received from Dr. Unal. A copy of this letter is included.
5. Ms. Stolee mentioned to Mr. Steven A. Swernofsky (a Registered Patent Attorney and President of Swernofsky Law Group PC) that she was having some difficulty getting a response from Dr. Unal, and Mr. Swernofsky stated that he had encountered Dr. Unal at her new employer, Data Reliability Incorporated. The exact date of this conversation is unknown, but it occurred sometime proximately prior to February 18, 2004.
6. Ms. Stolee contacted Data Reliability Incorporated, who confirmed Dr. Unal's home address and provided Dr. Unal's personal email address (aynuru@yahoo.com). The person contacted at Data Reliability Incorporated informed Ms. Stolee that Dr. Unal was out of the country, would return in one month, but she was available through her personal email address.
7. On February 18, 2004, an email message was sent by Ms. Stolee to Dr. Unal at her personal email address (aynuru@yahoo.com) again requesting that she sign and return the PTO declaration form to us. A PDF copy of the declaration was included with the email. No daemon error was received stating that the email message to Dr. Unal was unsuccessful and no response was ever received from Dr. Unal.

8. On March 2, 2004, another email message was sent by Ms. Stolee to Dr. Unal at her personal email address (aynuru@yahoo.com) once again requesting that she sign and return the PTO declaration form to us. A PDF copy of the declaration was included with the email. No daemon error was received stating that our email message to Dr. Unal was unsuccessful and no response was ever received from Dr. Unal.
9. On March 9, 2004, I was asked to assist in obtaining the declaration from Dr. Unal and if unsuccessful to prepare the necessary paperwork to the Patent and Trademark Office. On this date I sent an email to Dr. Unal with declaration and assignment forms, and a copy of the patent application. A copy of the email is included. It specifically states that we are in urgent need of a signed declaration form and that extension fees would need to be paid by E2Open if we do not receive the form by a stated deadline.
10. The deadline stated in our letter to Dr. Unal (March 23, 2004) has passed. As of April 1, 2004 no response from Dr. Unal had been received. I am privy to enough information in this matter to state that it is entirely possible that Dr. Unal is being purposefully evasive. This statement is based on the fact that she is no longer employed by E2Open, and her split from the company was not entirely amicable.
11. The last known address of the omitted inventor is:

4255 Suzanne Drive, Palo Alto, CA 94306

I am 
Jeffrey Petro

Date: 4-6-04